

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jin-Xing Li et al.

Serial No.: 10/528,765

Filed: September 18, 2003

For: TWO LAYER LTO TEMPERATURE OXIDE BACKSIDE SEAL FOR A WAFER

Attorney Docket No.: WSAG 0107 PUSA

Group Art Unit: Unknown

Examiner: Unknown

**PETITION UNDER 37 C.F.R. § 1.47(a)**

Mail Stop Petition  
Commissioner for Patents  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

RECEIVED

29 JUN 2006

Legal Staff  
International Division

Joint inventor Boon-Koon Ow petitions to make this application on behalf of joint inventor Jin-Xing Li pursuant to 37 CFR 1.47(a), MPEP §409.03(a), MPEP §409.03(d), and MPEP §409.03(e).

Attached herewith as Exhibit A, is the Declaration signed by joint inventor Boon-Koon Ow to serve as "[a]n oath or declaration signed by all the available joint inventors with the signature block of the nonsigning inventor(s) left blank" to be treated "as having been signed by all the available joint inventors on behalf of the nonsigning inventor(s), unless otherwise indicated." MPEP §409.03(a)(A).

01/24/2006 LLANDGRA 00000031 10528765

02 FC:1454

130.00 0P

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

11/17/06  
Date of Deposit

James W. Proscia  
Name of Person Signing

James Proscia  
Signature

**BEST AVAILABLE COPY**

Attached as Exhibit B is a letter sent on December 1, 2005 to missing joint inventor Jin-Xing Li by Applicants' representative, James Proscia. Exhibit B, as marked in the upper right corner, was received returned on December 23, 2005. This letter was sent to Mr. Li at his last known address via DHL Worldwide Express. (Exhibit C). Exhibit D provides a series of e-mails between Mr. Proscia's secretary and Mr. Li's former employer, Siltronic AG verifying Mr. Li's last known address. As set forth in Exhibit D, Mr. Li's last known address is BLK 722 Pasir Ris St. 72, #02-123, Singapore 510722.

The fee in the amount of \$130.00 is enclosed to cover the fee under 37 C.F.R. § 1.17(h). Please charge any additional fees or credit any overpayment as a result of filing this paper to Deposit Account No. 02-3978.

Respectfully submitted,  
**Jin-Xing Li et al.**

By: \_\_\_\_\_

James W. Proscia

Registration No. 47010

Attorney/Agent for Applicant

Date: 11/17/06

**BROOKS KUSHMAN P.C.**  
1000 Town Center, 22nd Floor  
Southfield, MI 48075-1238  
Phone: 248-358-4400  
Fax: 248-358-3351

# DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

Atty. Docket No. WSAG0107PUSA  
First Named Inventor Jin-Xing Li

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## TWO LAYER LTO TEMPERATURE OXIDE BACKSIDE SEAL FOR A WAFER

the specification of which:

☐ is attached hereto; or  
☒ was filed on September 18, 2003 as PCT International Application Number PCT/EP2003/010410, and was amended on MM/DD/YYYY(                     (if applicable). (I hereby authorize my attorney to insert the application filing date and number when they become known.)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Priority Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? (Yes/No)
200205833-7	SG	September 25, 2002		No

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

Application Number(s)	Filing Date (MM/DD/YYYY)	Status: Patented, Pending, Abandoned

Declaration for Patent Application (cont'd.)

Atty. Docket No. WSAG0107PUSA

B&K0001/9801

[Decl. -- Page 1 of 2]

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I hereby appoint the practitioners associated with Customer Number 22045 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number. Telephone calls should be directed to (248) 358-4400.

CUSTOMER NO.

**22045**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

*Full Name of Sole or First Inventor* Jin-Xing Li

Inventor's signature \_\_\_\_\_ Date \_\_\_\_\_

Post Office Address BLK 722 Pasir Ris St. 72, #02-123, Singapore 510722

Residence (same as above) Citizenship Chinese

*Full Name of Second Joint Inventor* Boon-Koon Ow

Inventor's signature  Date 3/11/2004

Post Office Address BLK 221 Pasir Ris St. 21, #11-108, Singapore 510221

Residence (same as above) Citizenship Singaporean

Brooks Kushman P.C.  
1000 Town Center, Twenty-Second Floor  
Southfield, Michigan 48075-1238 USA

Tel (248) 358-4400 • Fax (248) 358-3351

www.brookskushman.com

2005 DEC 23 AM 10:15

December 1, 2005

**VIA OVERNIGHT COURIER**

Mr. Jin-Xing Li  
BLK 722 Pasir Ris St. 72, #02-123  
Singapore 510722

**Re: U.S. Patent Application**  
**Inventor(s): Jin-Xing Li**  
**For: "Two Layer LTO Temperature**  
**Oxide Backside Seal for a Wafer"**  
**Our File: WSAG 0107 PUSA**

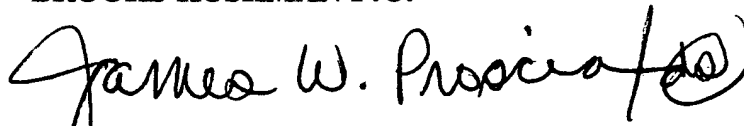
Dear Mr. Li:

Enclosed please find a Declaration and Assignment to be used in the above-identified U.S. patent application in which you are listed as a co-inventor. Please sign and date both documents at the appropriate locations, and return them to me as soon as possible. If you have access to a facsimile machine you can fax the documents to me (at the facsimile number listed above), and then mail the originals to my attention (at the address listed above). Please note, this Declaration needs to be filed in the United States Patent and Trademark Office by December 17, 2005.

Should you have any questions or concerns, please let us know.

Very truly yours,

**BROOKS KUSHMAN P.C.**

  
James W. Proscia

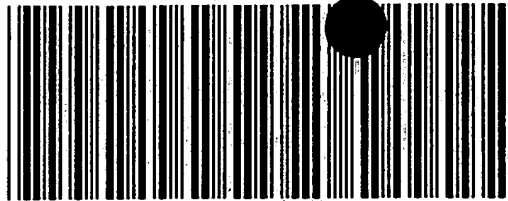
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Account no. **805369319** Shipper's reference **WSAG 0107 PUSA**

Company name **BROOKS & KUSHMAN**

Shipper's name **James W. Proscia**

Address **22ND FLOOR  
1000 TOWN CTR  
SOUTHFIELD MI**

Zip code (required) **480751183** Phone/Fax/E-mail **(810) 358-4400**

**2 To (Recipient)**

Company name

Attention **Jin-Xing Li**

Delivery address **BLK 722 Pasir Ris St. 72,  
#02-123  
Singapore**

Zip/Postcode (required) **510722** Phone/Fax/E-mail

**5 Shipper's authorization and signature**

I/we agree that DHL's standard terms apply to this shipment and limit DHL's liability for loss or damage to U.S. \$100. The Warsaw Convention may also apply (see reverse). I/we authorize DHL to complete other documents necessary to export this shipment. I/we understand that insurance is available on request, for an extra charge. I/we agree to pay all charges if the recipient or third party does not pay. I/we understand that DHL DOES NOT TRANSPORT CASH.

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**From:** "Staudacher, Dr. Wolfgang" <Wolfgang.Staudacher@siltronic.com>  
**To:** "Ow, Boon-Koon" <boon-koon.ow@siltronic.com>  
**Date:** 11/30/2005 3:57:35 AM  
**Subject:** FW: WG: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

Dear Mr.Ow,

we urgently need your assistance regarding this issue. Please answer the questions not later than December 5, 2005.

Best regards,

Wolfgang Staudacher

DR. WOLFGANG STAUDACHER  
CORPORATE INTELLECTUAL PROPERTY

Siltronic AG  
Hanns-Seidel-Platz 4  
81737 Munich, Germany  
Phone +49 89 8564 3233  
Fax +49 89 8564 3239  
wolfgang.staudacher@siltronic.com

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-----Original Message-----

From: Denise Sinnhuber [mailto:DSINNHUBER@brookskushman.com]  
Sent: Tuesday, November 29, 2005 5:38 PM  
To: Staudacher, Dr. Wolfgang  
Subject: Re: WG: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

Dear Dr. Staudacher,

This is just a reminder that we are still awaiting the needed information. Let me hear from you at your earliest convenience. Thanks.

Denise Sinnhuber

>>> "Staudacher, Dr. Wolfgang" <Wolfgang.Staudacher@siltronic.com>  
>>> 11/22/2005 3:03 AM >>>  
Dear Mr.Ow,

kindly confirm that the current place of domicile of co-inventor Jin-Xing Li is still unknown. Furthermore, please let me know if your address changed in the meantime:

BLK 221 Pasir Ris St. 21, #11-108 Singapore 510221

Finally, kindly confirm your Singaporean citizenship, as well.

Thank you in advance.

Best regards,

Wolfgang Staudacher

DR. WOLFGANG STAUDACHER  
CORPORATE INTELLECTUAL PROPERTY

Siltronic AG  
Hanns-Seidel-Platz 4  
81737 Munich, Germany  
Phone +49 89 8564 3233  
Fax +49 89 8564 3239  
wolfgang.staudacher@siltronic.com

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-----Ursprüngliche Nachricht-----

Von: Denise Sinnhuber [mailto:DSINNHUBER@brookskushman.com]  
Gesendet: Donnerstag, 17. November 2005 15:08  
An: Staudacher, Dr. Wolfgang  
Betreff: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

Hi Mr. Staudacher,

I am working with Jim Proscia on the above-identified U.S. patent application. I am in the process of preparing formal documents for signature by the inventors. As I understand it, Jin-Xing Li is no longer employed by Siltronic.

The address we have for this individual is: BLK 722 Pasir Ris St. 72, #02-123, Singapore 510722. Is this the most current address you have for this individual? If not, could you please e-mail me a new address. We will have to mail the formal papers out for signature. I also show that this person's citizenship is China. Please confirm that this information is correct.

Also, the other inventor for this case is Book-Koon Ow. We have an address of: BLK 221 Pasir Ris St. 21, #11-108 Singapore 510221. Do you know if this the correct address? I also show that this person's citizenship is Singaporean. Please confirm that this information is correct.

If you have an e-mail addresses for these two individuals, that would also help.

The formal documents are due in the U.S. Patent Office by December 17th, so if you could let me have this information as soon as possible, it would be most appreciated.

Thanks so much for your help.



Denise Sinnhuber  
BROOKS KUSHMAN P.C.  
1000 Town Center, 22nd Floor  
Southfield, Michigan 48075  
(248) 226-2764  
(249) 358-3351 (fax)  
dsinnhuber@brookskushman.com

**CC:** <DSINNHUBER@brookskushman.com>

**From:** "Ow, Boon-Koon" <boon-koon.ow@siltronic.com>  
**To:** "Staudacher, Dr. Wolfgang" <Wolfgang.Staudacher@siltronic.com>  
**Date:** 11/30/2005 4:45:07 AM  
**Subject:** RE: WG: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

Hi Staudacher,

Li Jin Xing is no longer with Siltronic. Yes, I am Singapore Citizen, Personal particular are correct and mailing address for me remains unchange.

>Best Regards  
>BK Ow  
>  
>Ow Boon Koon  
Manager  
>Technology Epitaxy/Anneal/FC (H-S-HV-TE)  
Chemical Wafering (H-S-HV-TC)  
Siltronic Singapore Pte. Ltd.  
>10 Tampines Industrial Avenue 5  
>Singapore 528820  
>Tel. +65 6549-6173  
>Mobile. +65 6549-6057  
>Fax. +65 6549-6184  
>boon-koon.ow@siltronic.com  
<http://www.siltronic.com>

>Siltronic  
>perfect silicon solutions  
>

-----Original Message-----

From: Staudacher, Dr. Wolfgang  
Sent: Wednesday, November 30, 2005 4:57 PM  
To: Ow, Boon-Koon  
Cc: DSINNHUBER@brookskushman.com  
Subject: FW: WG: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)  
Importance: High

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Best regards,

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CORPORATE INTELLECTUAL PROPERTY

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wolfgang.staudacher@siltronic.com

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kindly confirm that the current place of domicile of co-inventor Jin-Xing Li is still unknown. Furthermore, please let me know if your address changed in the meantime:

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Finally, kindly confirm your Singaporean citizenship, as well.

Thank you in advance.

Best regards,

Wolfgang Staudacher

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Gesendet: Donnerstag, 17. November 2005 15:08

An: Staudacher, Dr. Wolfgang

Betreff: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

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The address we have for this individual is: BLK 722 Pasir Ris St. 72, #02-123, Singapore 510722. Is this the most current address you have for this individual? If not, could you please e-mail me a new address. We will have to mail the formal papers out for signature. I also show that this person's citizenship is China. Please confirm that this information is correct.

Also, the other inventor for this case is Book-Koon Ow. We have an address of: BLK 221 Pasir Ris St. 21, #11-108 Singapore 510221. Do you know if this the correct address? I also show that this person's citizenship is Singaporean. Please confirm that this information is correct.

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The formal documents are due in the U.S. Patent Office by December 17th, so if you could let me have this information as soon as possible, it would be most appreciated.

Thanks so much for your help.

Denise Sinnhuber  
BROOKS KUSHMAN P.C.  
1000 Town Center, 22nd Floor  
Southfield, Michigan 48075  
(248) 226-2764  
(249) 358-3351 (fax)  
dsinnhuber@brookskushman.com

CC: <DSINNHUBER@brookskushman.com>

**From:** "Staudacher, Dr. Wolfgang" <Wolfgang.Staudacher@siltronic.com>  
**To:** <DSINNHUBER@brookskushman.com>  
**Date:** 11/30/2005 4:52:25 AM  
**Subject:** FW: WG: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

Dear Mrs. Sinnhuber,

unfortunately, we do not know the whereabouts of co-inventor Li.

Best regards,

Wolfgang Staudacher

DR. WOLFGANG STAUDACHER  
CORPORATE INTELLECTUAL PROPERTY

Siltronic AG  
Hanns-Seidel-Platz 4  
81737 Munich, Germany  
Phone +49 89 8564 3233  
Fax +49 89 8564 3239  
wolfgang.staudacher@siltronic.com

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From: Ow, Boon-Koon  
Sent: Wednesday, November 30, 2005 10:45 AM  
To: Staudacher, Dr. Wolfgang  
Cc: 'DSINNHUBER@brookskushman.com'  
Subject: RE: WG: Your Ref.: SS10201 (Our File: WSAG 0107 PUSA)

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>BK Ow  
>  
>Ow Boon Koon  
Manager  
>Technology Epitaxy/Anneal/FC (H-S-HV-TE)  
Chemical Wafering (H-S-HV-TC)  
Siltronic Singapore Pte. Ltd.

>10 Tampines Industrial Avenue 5  
>Singapore 528820  
>Tel. +65 6549-6173  
>Mobile. +65 6549-6057  
>Fax. +65 6549-6184  
>boon-koon.ow@siltronic.com  
><http://www.siltronic.com>

>Siltronic  
>perfect silicon solutions  
>

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[wolfgang.staudacher@siltronic.com](mailto:wolfgang.staudacher@siltronic.com)

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>>> 11/22/2005 3:03 AM >>>

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BROOKS KUSHMAN P.C.  
1000 Town Center, 22nd Floor  
Southfield, Michigan 48075  
(248) 226-2764  
(249) 358-3351 (fax)  
dsinnhuber@brookskushman.com



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